

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

ATTN: **Refund Section**
 Accounting Div.
 Office of Finance

Didier RAOULT et al.

Application No.: 09/936,921

Docket No.: 110530

Filed: September 24, 2001

For: DIAGNOSIS OF WHIPPLE'S DISEASE

SECOND REQUEST FOR REFUND TO DEPOSIT ACCOUNT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached hereto are copies of Monthly Statements of Deposit Account (dated June 22, June 29, November 17 and December 17, 2004) each showing a charge of \$40.00 related to the above-referenced application. These charges are each marked with Fee Code 8021, which is the Patent Office Fee for recordation of an assignment document. A Request for Refund was previously filed on January 12, 2005 (a copy of the original Request is attached for the Patent Office's convenience).

On June 21, 2004, an assignment for the above-identified patent application was filed with a cover sheet for recordation by the Patent Office. As indicated in the attached Monthly Statements of Deposit Account, the cost of this recordation was charged to Deposit Account No. 15-0461 on June 22, 2004. However, the document was not recorded, as indicated in the attached June 21, 2004 Notice of Non-Recordation of Document.

Pursuant to the June 21, 2004 Notice of Non-Recordation of Document, the assignment was resubmitted with a new cover sheet on June 28, 2004, which is within the 30 day period required in the June 21, 2004 Notice of Non-Recordation of Document. As resubmitted, the document was recorded beginning at Reel 014789, Frame 0282. In addition, as indicated in the attached Monthly Statements of Deposit Account, the cost of this recordation was charged to Deposit Account No. 15-0461 on June 28, 2004. Since the cost of this recordation had already been charged on June 22, 2004, it was improper for the Patent Office to charge the deposit account a second time for the recordation.

Thereafter, it was realized that there was a mistake in the assignee's name on the assignment. Thus, on November 10, 2004, a document was filed with a cover sheet to correct

the assignee's name on the Patent Office record. As indicated in the attached Monthly Statements of Deposit Account, the cost of this recordation was charged to Deposit Account No. 15-0461 on November 17, 2004. However, the document was not recorded, as indicated in the attached November 17, 2004 Notice of Non-Recordation of Document.

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Accordingly, it is respectfully requested that \$80.00 be re-credited to Deposit Account No. 15-0461 and that the Patent Office acknowledge this credit in writing.

Respectfully submitted,



William P. Berridge
Registration No. 30,024

Leana Levin
Registration No. 51,939

WPB:LXL/can

Attachments:

Request for Refund filed January 12, 2005
Monthly Statements of Deposit Account (3)
June 21, 2004 Notice of Non-Recordation of Document
November 17, 2004 Notice of Non-Recordation of Document

Date: June 14, 2006

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
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Respectfully submitted,

William P. Berridge
Registration No. 30,024

Melanie L. McCollum
Registration No. 40,085

WPB:MLM/jam

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June 21, 2004 Notice of Non-Recordation of Document
November 17, 2004 Notice of Non-Recordation of Document

Date: January 12, 2005

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

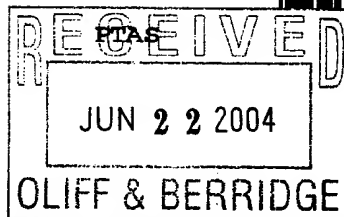
<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
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110530
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 21, 2004

OLIFF & BERRIDGE, PLC
WILLIAM P. BERRIDGE
P.O. BOX 19928
ALEXANDRIA, VA 22320



700092885

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DOCUMENT ID NO.: 700092885

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. TO ENSURE WE RECORD THE CORRECT ASSIGNEE'S NAME, PLEASE INDICATE WHERE THE ASSIGNEE'S NAME END. PLEASE CLARIFY BY PUTTING DOUBLE SPACE LINE BETWEEN NAME AND ADDRESS AND RESUBMIT FOR RECORDING.

DIANE RUSSELE, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

DUE DATE

JUL 21 2004

DOCKETED

By MPN on 6/23 2004
and
By hmc on 6/23 2004
Oliff & Berridge

110530



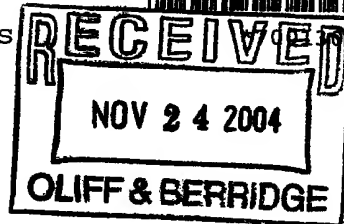
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231



NOVEMBER 17, 2004

OLIFF & BERRIDGE, PLC
WILLIAM P. BERRIDGE
P.O. BOX 19928
ALEXANDRIA, VA 22320

PTAS



62A*

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

DUE DATE

DEC 17 2004

DOCUMENT ID NO.: 700130262

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

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1. THE COVER SHEET SUBMITTED TO CORRECT ERRORS IN THE PREVIOUSLY RECORDED DOCUMENT IS NOT ACCEPTABLE. TO CORRECT AN ERROR IN A RECORDED DOCUMENT, A CORRECTED COVER SHEET MUST BE ACCOMPANIED BY THE ORIGINALLY RECORDED DOCUMENT OR A COPY OF THE ORIGINALLY RECORDED DOCUMENT AND THE RECORDING FEE FOR THE CORRECTIONS AS SET FORTH IN 37 CFR 3.34.

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION

DOCKETED

By WLB on 11/24 2004
and
By JMM on 11/24 2004
Oliff & Berridge

OFFICE OF PUBLIC RECORDS

Deposit Account Statement

Requested Statement Month: June 2004
Deposit Account Number: 150461
Name: OLIFF & BERRIDGE P L C
Attention: BARBARA WATTS
Address: 277 SOUTH WASHINGTON STREET
City: ALEXANDRIA
State: VA
Zip: 22314

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT
06/22	103	09936921		8021	\$40.00
06/29	176	09936921	110530	8021	\$40.00

Deposit Account Statement

Requested Statement Month: November 2004
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Name: OLIFF & BERRIDGE P L C
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Zip: 22314

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT
11/17	475	09936921	110530	8021	\$40.00

Deposit Account Statement

Requested Statement Month: December 2004
Deposit Account Number: 150461
Name: OLIFF & BERRIDGE P L C
Attention: BARBARA WATTS
Address: 277 SOUTH WASHINGTON STREET
City: ALEXANDRIA
State: VA
Zip: 22314

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT
12/17	73	09936921		8021	\$40.00